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In re Application of  
OGATA, Koji et al.  
U.S. Application No.: 10/524,620  
PCT No.: PCT/JP2003/010673  
Int. Filing Date: 22 August 2003  
Priority Date: 22 August 2002  
Attorney Docket No.: F-8592  
For: CONTINUOUS CASTING OF  
MOLTEN STEEL FOR SHEET  
METAL

DECISION ON

PETITION

UNDER 37 CFR 1.181

Applicant's Petition For Revival Under 37 CFR 1.137(b), filed in the above-captioned application on 06 April 2009 is **DISMISSED**, without prejudice.

Applicant states that "the entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional," as required by 37 CFR 1.137(b)(3). The petition fee has been paid. A terminal disclaimer is not required as the application was filed on or after 08 June 1995. Accordingly, all requirements under 37 CFR 1.137(b) have been satisfied.

However, the proper reply is an oath or declaration in compliance with 37 CFR 1.497(a)-(b). On 02 May 2007, applicant furnished a declaration of the inventor. However, the declaration provided by applicant is a foreign language declaration, but it is not a USPTO form. Applicant has not provided a statement that the English text is an accurate translation of the foreign text. See 37 CFR 1.69.

A statement under 37 CFR 1.69 or a new oath or declaration in compliance with 37 CFR 1.497(a)-(b) and 1.69 is required within TWO (2) MONTHS of the mail date of this decision. Extensions of time are available under 37 CFR 1.136(a). Failure to timely reply may be construed as intentional delay.

Any further correspondence with respect to this matter may be filed electronically via EFS-WEB, or if mailed, should be addressed to the Mail Stop PCT, Commissioner for Patents, Office of PCT Legal Administration, P.O. Box 1450, Alexandria, Virginia 22313-1450, with the contents of the letter marked to the attention of the Office of PCT Legal Administration.

/Erin P. Thomson/

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